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4 IN THE UNITED STATES DISTRICT COURT
5 FOR THE DISTRICT OF ARIZONA
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7 VERNON HARRIS,

8 Plaintiff,

9 vs.

10 SUPERIOR COURT OF THE STATE OF
11 ARIZONA IN AND FOR THE COUNTY
OF MARICOPA; et al.,

12 Defendants.
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No. CIV 02-0494-PHX-SMM

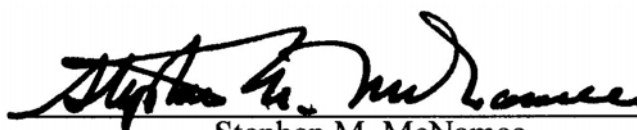
ORDER

14 Pending before the Court is Plaintiff Vernon Harris's Motion Asking Court to Review
15 Taxation of Costs and Motion Asking Court to Order Defendants to Pay for of Offset Costs of
16 Certain Deposition Transcripts Pursuant to the Court's Order of September 22, 2005. (Doc.
17 349).

18 In light of Plaintiff's appeal, the Court finds that it would be imprudent to resolve
19 Plaintiff's pending motion. Consequently, the Court will deny Plaintiff's motion without
20 prejudice and with leave to re-file upon the Ninth Circuit's resolution of Plaintiff's appeal.

21 **IT IS HEREBY ORDERED DENYING WITHOUT PREJUDICE** Plaintiff's Motion
22 Asking Court to Review Taxation of Costs and Motion Asking Court to Order Defendants to
23 Pay for of Offset Costs of Certain Deposition Transcripts (Doc. 349).

24 DATED this 2nd day of April, 2007.

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27 Stephen M. McNamee
28 United States District Judge